

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

V.

RAMON MENDOZA-MESA,

Defendant.

8:02CR85

ORDER

Pursuant to the Opinion of the Eighth Circuit Court of Appeals remanding this case to the district court for resentencing pursuant to *United States v. Booker*, 125 S. Ct. 738 (2005),

IT IS ORDERED:

1. That resentencing of the defendant is scheduled before the undersigned on **December 15, 2005, at 11:00 a.m.**, Courtroom No. 3, Roman L. Hruska U.S. Courthouse, 111 South 18th Plaza, Omaha, Nebraska. The defendant must be present for this hearing.

2. The U.S. Marshal's Office is directed to return the defendant to this district for the above hearing.

3. Susan M. Bazis is appointed as counsel for the defendant, pursuant to the Criminal Justice Act, for this resentencing.

4. The Federal Public Defender shall provide CJA counsel with a new voucher.

DATED this 14th day of October, 2005.

BY THE COURT:

s/ Joseph F. Bataillon
United States District Judge